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CHANGE OF CORRESPONDENCE ADDRESS Application		PTO/SB/122 (04-05) U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Approved for use through 07/31/2006. GPO: 2003-09332	
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Application Number	10/672,995
		Filing Date	09/25/2003
		First Named Inventor	Hsu, Ming-Tay
		Art Unit	2875
		Examiner Name	Anabel M. Ton
		Attorney Docket Number	BP3028-S21-P94

Please change the Correspondence Address for the above-identified patent application to:

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Firm or
Individual Name: **Hsu, Ming-Tay**

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I am the:

Applicant/Inventor
 Assignee or record of the entire interest.
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
 Attorney or agent of record. Registration Number _____
 Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Signature

Hsu, Ming-Tay

Typed or Printed Name

Hsu, Ming-Tay

Date

05/25/2005Telephone **886-2-2789-3700**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, one below.

 Total of

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This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application for a patent or a trademark. The burden for providing this information is estimated to be 1.5 hours per response, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. TO SEND FEES OR COMPLETED FORMS TO THIS ADDRESSEE, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant **Hsu, Ming-Tay** Art Unit: **2875**
 Series No **10/672,995** Examiner: **Anabel M. Ton**
 Filed **09/25/2003**
 Title **Touch controlled lighting emitting device**

Mail Stop Non-Fee Amendment
 Honorable Assistant Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Responsive to the Official Action date 04 / 05 / 2005, please reconsider the pending claims 1-8 kept alive, for the applicant was the first and true inventor of the cited document USP 6,158,871.

Cited USP 6,158,871 entitled "illuminated ball-point pen" assigned to Geddes et al was prosecuted in Continuing Prosecution Application on November 2, 1999. Because the American Inventors Protection Act of 1999 and its implementing regulations went into effect November 29, 2000, so the USPTO has eliminated Continued Prosecution Application as to Utility and Plant Patent Applications effective date since July 14, 2004 due to the CPA was largely redundant in view of RCE practice.

The applicant believes the AIPA enacted provision is for the benefit and advantage of the inventors as in the opinion of "patent as a whole" or "design as a whole". Since the applicant has applied in USPTO for more patents, such as USP 6,129,473 entitled " pen or the like with dual

illuminating ends" assigned to the applicant Hsu, Ming-Tay. In the published specification of USP 6,129,473 column 1 lines 10-13 mentioned: The applicant, Ming-Tay Hsu, of the present application has lodged an application entitled "An illuminating Ball-point pen" with the USPTO and a patent has been allowed" (i.e. USP 6,158,871).

And USP 6,155,700 entitled "Touch control emitting apparatus" assigned to the applicant Hsu, Ming-Tay, in the published specification column 4 lines 7-11 mentioned: "Furthermore, the light emitting apparatus can be mounted to a pen such that the top end of the ink core of the pen is connected to the touch button 90. Accordingly, the touch button 90 will cause the light emitting apparatus to be lighted when writing."